

1 JUDGE ROBERT J. BRYAN
2
3
4
5
6
7
8

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

9 UNITED STATES OF AMERICA,) NO. CR13-5412RJB
10 Plaintiff,)
11 vs.) ORDER GRANTING DEFENDANT'S
12) UNOPPOSED MOTION TO
REBECCA BJORNEBY,) CONTINUE TRIAL DATE
13)
14 Defendant.)
15 _____)

16 Based on the defendant's unopposed motion to continue the trial date in this matter,
17 and the facts set forth in the affidavit of defense counsel Jerome Kuh in support of the
18 motion, which are hereby incorporated by reference and adopted as findings of fact, the
Court makes the following findings of fact and conclusions of law:

19 1. The ends of justice served by granting this continuance outweigh the best
20 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).
21
22 2. Proceeding to trial absent adequate time for the defense to prepare would result
in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(B)(i).
23
24 3. The defense needs additional time to explore issues of some complexity,
including all relevant issues and defenses applicable to the case, which would make it
25 unreasonable to expect adequate preparation for pretrial proceedings or for trial itself
26 within the time limits established by the Speedy Trial Act and currently set for this case.

FEDERAL PUBLIC DEFENDER
1331 Broadway, Ste. 400
Tacoma, Washington 98402
(253) 593-6710

1 18 U.S.C. § 3161(h)(7)(B)(ii).

2 4. Taking into account the exercise of due diligence, a continuance is necessary to
3 allow the defendant the reasonable time for effective preparation of his defense.

4 18 U.S.C. § 3161(h)(7)(B)(iv).

5 NOW, THEREFORE,

6 IT IS HEREBY ORDERED that the trial date is continued from December 16,
7 2013, to February 10, 2014, at 9:30 a.m. The resulting period of delay up to and
8 including February 14, 2014, is hereby excluded for speedy trial purposes under 18
9 U.S.C. § 3161(h)(7)(A) and (B).

10 Pre-trial motions are due no later than January 23, 2014.

11 Pre-trial conference shall be on January 31, 2014, at 8:30 am.

12 DONE this 4th day of December, 2013.

13
14
15 
16 Robert J Bryan
17
18
19 Presented by:

20
21 s/ Jerome Kuh
22 Jerome Kuh
23 Attorney for Jerome Kuh
24
25
26

ORDER GRANTING MOTION
TO CONTINUE TRIAL DATE - 2

FEDERAL PUBLIC DEFENDER
1331 Broadway, Ste. 400
Tacoma, Washington 98402
(253) 593-6710